

Message Text

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PAGE 01 KINSHA 11397 010802Z
ACTION INT-05

INFO OCT-01 AF-10 ISO-00 OES-07 L-03 /026 W
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FM AMEMBASSY KINSHASA
TO SECSTATE WASHDC 7032
INFO AMCONSUL LUBUMBASHI

UNCLAS KINSHASA 11397

PASS US FISH AND WILDLIFE SERVICE

E.O. 11652: N/A
TAGS: SENV TBIO CG US
SUBJECT: IVORY EXPORTATION PROCEDURES

REF: STATE 253636

1. REGRET DELAYED RESPONSE TO REFTTEL; BUT AFTER CONSIDERABLE EFFORT TO LEARN WHAT CORRECT PROCEDURE IS FOR LEGALLY EXPORTING IVORY FROM ZAIRE, EMBOFFS STILL GETTING CONTRADICTIONARY INFORMATION FROM VARIOUS GOZ AGENCIES. LAWS ON SUBJECT ARE NOT PUBLISHED AND HAVE CHANGED OFTEN. IN AUGUST 1977 THE PRESIDENT ELIMINATED THE NATIONAL IVORY OFFICE, WHICH USED TO AUTHORIZE IVORY EXPORTS. SINCE THEN, NO AUTHORIZATIONS TO EXPORT RAW IVORY HAVE BEEN GRANTED, ACCORDING TO MINISTRY OF FINANCE OFFICIALS. BUT SHIPMENTS OF CARVED IVORY ARE PERMITTED BY CUSTOMS OFFICE IN FOLLOWING WAYS:

2. ANYONE MAY SHIP SMALL, NON-COMMERCIAL QUANTITIES OF CARVED IVORY OUT OF ZAIRE BY COMPLETING A "CERTIFICATE OF REGISTRATION OF IVORY" FORM AND PAYING A SMALL EXPORT TAX BASED ON THE NUMBER OF KILOS. THIS FORM, PUBLISHED BY THE NOW DEFUNCT NATIONAL IVORY OFFICE, IS ISSUED AND SIGNED BY CUSTOMS. CUSTOMS OFFICIALS LEAVE BLANK THE SPACES ON THE ARCHAIC FORM WHICH ASK FOR LENGTH OF TUSK AND NAME OF HUNTER. THERE IS NO LEGAL

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DEFINITION OF WHAT CONSTITUTES A NON-COMMERCIAL SHIPMENT, BUT THE DEPUTY DIRECTOR OF CUSTOMS SUGGESTED 25 KILOS AS A REASONABLE LIMIT. IT IS UP TO THE INDIVIDUAL CUSTOMS OFFICER TO DETERMINE WHAT IS A PRIVATE COLLECTION OR A GIFT, AND WHAT IS A COMMERCIAL SHIPMENT.

3. TOURISTS AND TRAVELERS LEAVING THE COUNTRY SHOULD COMPLETE

THE CERTIFICATE OF REGISTRATION FORM FOR IVORY PURCHASED HERE,
BUT CUSTOMS OFFICIALS USUALLY WAIVE THIS FORMALITY IF SMALL
QUANTITY OF CARVED IVORY IS DECLARED WITH PERSONAL EFFECTS.

4. FOR COMMERCIAL SHIPMENTS OF CARVED IVORY, EXPORTER MUST
OBTAIN THE FOLLOWING DOCUMENTS:

A. CERTIFICAT DE VERIFICATION A L'EXPORTATION, ISSUED AND
COMPLETED BY THE ZAIRIAN OFFICE OF CONTROL (OZAC), WHICH ATTESTS
THE SIZE, WEIGHT, QUALITY AND QUANTITY OF PRODUCTS TO BE
EXPORTED.

B. MODEL E OR DECLARATION D'ENGAGEMENT DE CHANGE (DECLARATION
OF CONTRACT FOR FOREIGN EXCHANGE), ISSUED BY COMMERCIAL BANKS
AND FILED WITH CENTRAL BANK.

C. CERTIFICAT D'ENREGISTREMENT D'IVOIRE, DESCRIBED IN PARA 2.

D. DECLARATION POUR L'EXPORTATION (EXPORT DECLARATION), ISSUED,
SIGNED AND SEALED BY THE ADMINISTRATION DES DOUANES, THE ZAIRIAN
CUSTOMS. EMBASSY WILL POUCH EXAMPLES OF THESE DOCUMENTS AS
REQUESTED REFTEL.

5. DOCUMENT IN QUESTION IN NONE OF THESE FOUR; BUT WE DO NOT
KNOW WHICH, IF ANY, OF THESE DOCUMENTS WERE REQUIRED SINCE
REFTEL DOES NOT INDICATE NUMBER AND WEIGHT OF IVORY OBJECTS.

6. DEPUTY DIRECTOR OF CUSTOMS, MR. TINGU, TOOK INFO FROM
DOCUMENT IN QUESTION AND WILL INVESTIGATE WHETHER IVORY WAS
DECLARED TO ZAIRIAN CUSTOMS. IF THEY DECIDE TO PROSECUTE
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EXPORTER AND IF THEY NEED ASSISTANCE OF THE USG, HE WILL CONTACT
EMBASSY. HOWEVER, IN VIEW OF CONTRADICTIONARY REGULATIONS AND
PRACTICES FOLLOWED BY DIFFERENT GOZ AGENCIES, WE DOUBT GOZ
WILL WISH TO PROSECUTE.
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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: GEMS, EXPORT CONTROLS
Control Number: n/a
Copy: SINGLE
Sent Date: 01-Dec-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977KINSHA11397
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770445-0728
Format: TEL
From: KINSHASA
Handling Restrictions: n/a
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ISecure: 1
Legacy Key: link1977/newtext/t197712105/aaaadlph.tel
Line Count: 99
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Original Classification: UNCLASSIFIED
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Original Previous Classification: n/a
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Review Exemptions: n/a
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Review Release Date: n/a
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Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 114121
Secure: OPEN
Status: NATIVE
Subject: IVORY EXPORTATION PROCEDURES
TAGS: SENV, TBIO, CG, US
To: STATE
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/02f9cefb-c188-dd11-92da-001cc4696bcc
Review Markings:
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